## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

EF	RGON, INC.	and ERGON ASPHALT &

EMULSIONS, INC.,

Case No. 11 CIV 1080 (LTS)(FM)

Plaintiffs,

:

V. : AFFIDAVIT OF SERVICE

NYMAGIC, INC., NEW YORK MARINE AND GENERAL INSURANCE COMPANY, MUTUAL MARINE OFFICE, INC., and MUTUAL MARINE OFFICE OF THE MIDWEST, INC.,

Defendants.

Patrick J. Dwyer, of full age, being duly sworn according to law, hereby deposes and says:

- 1. I am an attorney-at-law of the State of New York and am a member of the firm of Smith, Stratton, Wise, Heher & Brennan, LLP, attorneys for ProSight Specialty Management Company, Inc., formerly known as Mutual Marine Office, Inc. and Mutual Marine Office of the Midwest Inc., in the above-captioned matter.
- 2. I have, this date, caused a copy of the Answer and Disclosure Statement Pursuant to Rule 7.1 to be served via the court's ECF.

Dated: New York, New York May 16, 2011

> SMITH, STRATTON, WISE, HEHER & BRENNAN, LLP

By: \_\_\_\_\_

Patrick J. Dwyer, Esq. 100 Park Avenue Suite 1600 New York, New York 10017 212-768-3878 pdwyer@smithstratton.com Attorneys for ProSight Specialty Management Company, Inc., formerly known as Mutual Marine Office, Inc. and Mutual Marine Office of the Midwest Inc.